

February 16, 2011

## **VIA HAND**

Cynthia T. Brown
Chief, Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street, SW
Washington, DC 20423-0001





228842

Re: <u>STB Finance Docket No. 35414, Gulf & Ohio Railways Holding Co., Inc., H. Peter Claussen and Linda C. Claussen -- Continuance in Control Exemption -- Lancaster and Chester Railroad, LLC</u>

In STB Finance Docket No. 35414, two individuals and a parent company filed a verified notice of exemption for authority to continue in control of Lancaster and Chester Railroad, LLC ("LC"), upon LC becoming a class III rail carrier. That control filing, dated October 1, 2010, inadvertently referred to the parent company as "Gulf & Ohio Railways Holding Co., Inc." The correct name of the parent company is "Gulf & Ohio Railways, Inc."

Prior to the control filing, Gulf & Ohio Railways Holding Co., Inc. had amended its charter to effect a simple corporate name change to "Gulf & Ohio Railways, Inc." See Attachment 1. Gulf & Ohio Railways, Inc. continues to be the same corporate entity it was before the name change occurred (i.e., there has been no merger or consolidation of the parent company). In addition, the same two individuals identified in the control filing continue to control Gulf & Ohio Railways, Inc. Accordingly, the parent company requests that the Surface Transportation Board correct the notice of exemption so that the parent company is identified as Gulf & Ohio Railways, Inc.

Enclosed are 10 copies of this letter. Please acknowledge receipt of this letter by date-stamping the enclosed acknowledgment copy and returning it to our messenger.

Sincerely.

Kne-Michele March

**Enclosure** 

STEVE HALL REGISTER OF DEEDS KNOX COUNTY

## FILED ARTICLES OF AMENDMENT 2006 DEC 28 PM 1:41

<u>OF</u>

## GULF & OHIO RAILWAYS HOLDING CO., INCSEC

Pursuant to Section 48-20-106 of the Tennessee Business Corporation Act, the undersigned corporation (the "Corporation") adopts the following Articles of Amendment to its Charter:

> 1. The name of the Corporation is:

> > Gulf & Ohio Railways Holding Co., Inc.

2. The text of each amendment adopted is:

> Article 1 of the Charter is deleted in its entirety, and the following amended Article 1 is substituted in its place:

The name of the Corporation is: 1.

Gulf & Ohio Railways, Inc.

- 3. The Corporation is for profit.
- There is to be no exchange, reclassification or cancellation of issued shares provided as a result of the amendment.
- The amendment was duly adopted unanimously by written consent of the shareholder and director on December 28, 2006.
- The amendment is to be effective when these Articles are filed by the Secretary of State.

DATED: December 28 , 2006.

> **GULF & OHIO RAILWAYS** HOLDING CO., INC.

Instr 200701020054246 Page 1 OF 1 REC'D FOR REC 01/02/2007 3 35-40PM RECORD FEE \$7 00 M TAX \$0 00 T. TAX \$0 00

K DEP 191431 vl 2810540-000031 8/22/2006